

*Faxed
9/30/09*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No.10/801,999
 Confirmation No.....3338
 Filing Date March 15, 2004
 Inventorship Box et al.
 Applicant.....Microsoft Corp.
 Group Art Unit4121
 Examiner Shirley X. Zhang
 Attorney's Docket No. MS1-1957US
 Title: Open Content Model Web Service Messaging

DECLARATION UNDER 37 C.F.R. 1.132

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled "Open Content Model Web Service Messaging" as identified above, which hereinafter will be referred to as "the Subject Application".

The article entitled "Web Services Addressing (WS-Addressing)" by Bosworth et al. published March 13, 2003 (hereinafter "the Bosworth publication") is cited as a reference against the Subject Application. The Bosworth publication is co-authored by seventeen people, including three people from BEA, seven people from IBM and seven people from Microsoft (hereinafter "Applicant").

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Full name of Inventor: Don Box

Inventor's Signature:  Date: _____

Residence: US

Citizenship: _____

Full name of Inventor: Chris Kaler

Inventor's Signature: _____ Date: _____

Residence: _____

Citizenship: _____

Full name of Inventor: David Langworthy

Inventor's Signature:  Date: 9/16/09

Residence: US

Citizenship: US

Full name of Inventor: Steve Lucco

Inventor's Signature: _____ Date: _____

Residence: _____

Citizenship: _____

Full name of Inventor: John Shewchuck

Inventor's Signature: [Signature] Date: 9/23/09Residence: USACitizenship: USA

Full name of Inventor: Luis Felipe Cabrera

Inventor's Signature: _____ Date: _____

Residence: _____

Citizenship: _____

Full name of Inventor: Craig Critchley

Inventor's Signature: [Signature] Date: 9/15/09Residence: USACitizenship: USA

Full name of Inventor: Geary Eppley

Inventor's Signature: _____ Date: _____

Residence: _____

Citizenship: _____

Full name of Inventor: Bradford Levering

Inventor's Signature: [Signature] Date: 9/16/2009

Residence: _____

Citizenship: _____

Full name of Inventor: Jeffrey Schlimmer

Inventor's Signature: Jeffrey Schlimmer Date: 15 SEP 09

Residence: USA

Citizenship: USA

Full name of Inventor: David Wortendyke

Inventor's Signature: _____ Date: _____

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Full name of Inventor: Henrik Frystyk Nielsen

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Inventor's Signature: _____ Date: _____

Residence: _____

Citizenship: _____

Full name of Inventor: Steve Lucco

Inventor's Signature: Steve Lucco Date: 12/7/09

Residence: Bellevue, WA

Citizenship: USA

Full name of Inventor: John Shewchuck

Inventor's Signature: _____ Date: _____

Residence: _____

Citizenship: _____

Full name of Inventor: Luis Felipe Cabrera

Inventor's Signature: _____ Date: _____

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Full name of Inventor: Henrik Frystyk Nielsen

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Residence: _____

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Full name of Inventor: John Shewchuck

Inventor's Signature: _____ Date: _____

Residence: _____

Citizenship: _____

Full name of Inventor: Luis Felipe Cabrera

Inventor's Signature: Luis Felipe Cabrera Date: Oct/21/2009

Residence: 2009 Killorney Way, WA 98004, USA

Citizenship: USA

Full name of Inventor: Craig Critchley

Inventor's Signature: _____ Date: _____

Residence: _____

Citizenship: _____

Full name of Inventor: Geary Eppley

Inventor's Signature: _____ Date: _____

Residence: _____

Citizenship: _____

Full name of Inventor: Bradford Lovering

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Inventor's Signature: _____ Date: _____

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Citizenship: _____

Full name of Inventor: Geary Eppley

Inventor's Signature: Geary Eppley Date: 12-2-09

Residence: Carnation WA USA

Citizenship: USA

Full name of Inventor: Bradford Lovering

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Full name of Inventor: Henrik Frystyk Nielsen

Inventor's Signature: Henrik Frystyk Nielsen Date: Nov 12 2009

Residence: 3028 HUNTS POINT RD, HUNTS POINT, WA 98004-1121

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In addition, the article entitled "Web Services Coordination (WS-Coordination)" by Cabrera et al. and published September 2003 (hereinafter "the Cabrera publication") is also cited as a reference against the Subject Application. The Cabrera publication is co-authored by fourteen people, including two people from BEA Systems, four people from IBM and eight people from Applicant.

The subject matter claimed in the '099 application and cited in the Cabrera publication is described on. The subject matter claimed in the Subject Application and cited in the Cabrera publication describes Applicant's own work and the other co-authors from BEA and IBM (i.e., those individuals not listed as inventors on the Subject Application) were merely working under Applicant's direction with respect to portions of the Cabrera publication. These portions of the Cabrera reference include page 4 (Fig. 1), page 7 (Fig. 2), page 6 (Section 2) and page 11 (Lines 1-2).

In support of this declaration, Section 715.01(c).I. of the MPEP states "an affidavit or declaration by applicant alone indicating that applicant is the sole inventor and that the others were merely working under his or her direction is sufficient to remove the publication as a reference under 35 U.S.C. §102(a) *In re Katz*, 687 F.2d 450, 215 USPQ 14 (CCPA 1982)."

All statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of

Title 18 of the United States Code and that such willful false statement may jeopardize the validity of the application or any patent issued therefrom.

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